

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

SONTERRA CAPITAL MASTER FUND, LTD., on behalf of itself and all others similarly situated,

Plaintiff,

- against -

BARCLAYS BANK PLC, BARCLAYS CAPITAL INC., COÖPERATIEVE CENTRALE RAIFFEISEN-BOERENLEENBANK B.A., DEUTSCHE BANK AG, LLOYDS BANKING GROUP PLC, THE ROYAL BANK OF SCOTLAND PLC, UBS AG, AND JOHN DOE NOS. 1-50,

Defendants.

Docket No. 15-cv-3538 (VSB)

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: <u>8/18/2015</u>

**STIPULATION AND [PROPOSED] SCHEDULING ORDER**

Plaintiff Sonterra Capital Master Fund, Ltd. ("Plaintiff"), and Defendant Barclays Capital Inc. ("BCI"), by and through their respective undersigned counsel, subject to this Court's approval, desire to enter into a stipulation materially identical to that entered by this Court on May 26, 2015 (ECF No. 4), and also agree that BCI should be subject to the deadlines set forth in this Court's July 8, 2015 Order (ECF No. 17), and therefore agree and stipulate as follows:

**RECITALS**

WHEREAS, on July 24, 2015, Plaintiff filed an Amended Complaint ("Complaint") in the above-captioned action naming BCI as a Defendant;

WHEREAS, BCI has agreed to accept service of the Complaint;

WHEREAS, Plaintiff and Defendants Barclays Bank plc, Coöperatieve Centrale Raiffeisen-Boerenleenbank B.A., Deutsche Bank AG, Lloyds Banking Group plc, The Royal Bank of Scotland plc, and UBS AG (collectively, "Defendants") have agreed, and this Court "So

Ordered," that Defendants' time to answer, move to dismiss, or otherwise respond to the Complaint is September 25, 2015 (*see* ECF No. 4; *see also* July 8, 2015 Order (ECF No. 17));

WHEREAS the Court issued an order on July 8, 2015 setting forth various deadlines for the parties to the above captioned litigation;

WHEREAS Plaintiff and BCI have agreed to the below schedule for the time for BCI to answer, move to dismiss, or otherwise respond to the Complaint;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED as follows:

1. BCI agrees to accept service of the Complaint.

2. BCI shall answer, move to dismiss, or otherwise respond to the Complaint on or before September 25, 2015, and in accordance with the Court's July 8, 2015 Order, if BCI seeks to move to dismiss the Complaint, it shall do so in accordance with Rule 4.A. of this Court's Individual Rules and Practices.

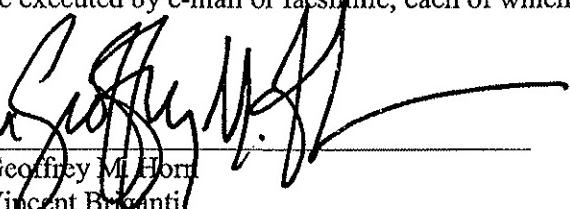
3. If BCI moves to dismiss the Complaint, Plaintiff shall respond on or before November 20, 2015, and BCI may file its reply on or before December 21, 2015.

4. Discovery is stayed pending resolution of Defendants' motion(s) to dismiss; except that if any Defendant moves to dismiss the Complaint on the ground that this Court lacks personal jurisdiction as to it pursuant to FED. R. CIV. P. 12(b)(2), Plaintiff may seek leave of Court to conduct jurisdictional discovery and additional time to file its opposition(s) to the FED. R. CIV. P. 12(b)(2) motion(s) to dismiss in order to conduct such discovery. Defendants reserve the right to oppose any motion by Plaintiff seeking leave of Court to conduct jurisdictional discovery.

5. Except as to the defense of insufficient service of process, no defense of BCI, including without limitation, defenses based upon lack of personal jurisdiction, is prejudiced or waived by BCI's executing, agreeing to, or filing this Stipulation.

6. Moreover, all terms of this Court's July 8, 2015 Order of this Court apply in full to BCI.

7. This Stipulation may be executed in separate counterparts, and counterparts may be executed by e-mail or facsimile, each of which shall be an original.



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*Attorneys for Plaintiff Sonterra Capital Master Fund, Ltd. and Proposed Interim Class Counsel*

*Attorneys for Defendant Barclays Capital Inc.*

6. Moreover, all terms of this Court's July 8, 2015 Order of this Court apply in full to BCI.

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*Attorneys for Plaintiff Sonterra Capital Master Fund, Ltd. and Proposed Interim Class Counsel*

*Attorneys for Defendant Barclays Capital Inc.*

**SO ORDERED**

Dated: New York, New York

August 18, 2015



VERNON S. BRODERICK  
UNITED STATES DISTRICT JUDGE

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